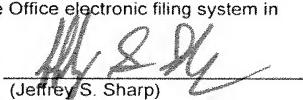


I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated: July 24, 2008

Signature:



(Jeffrey S. Sharp)

Docket No.: 27656/41464
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Claudia Schärer-Brodbeck

Application No.: 10/552,219

Confirmation No.: 6786

Filed: June 29, 2006

Art Unit: 1636

For: METHOD FOR THE CONSTRUCTION OF
RANDOMIZED GENE SEQUENCE
LIBRARIES IN CELLS

Examiner: M. K. Joike

RESPONSE TO RESTRICTION REQUIREMENT AND SECOND PRELIMINARY AMENDMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Restriction Requirement dated June 26, 2008 in which the Examiner has required restriction between three groups:

Group I: claim 1-17 and 22-28, drawn to a method for construction of randomized gene libraries;

Group II: claims 18 and 19, drawn to the use of a *K. lactis* killer toxin; and

Group III: claims 20, 21, 29 and 30, drawn to a vector and host cell.

Applicants hereby elect prosecution of Group I (claims 1-17 and 22-28) for prosecution without traverse.

Applicant also submits a second preliminary amendment which is reflected in the listing of claims which begins on page 2 of this paper.